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PLECTRONICATE

OC#:

April 1, 2008

DATE FILED APR 0 2 2008

Via Facsimile 212-805-0426

Hon. Laura T. Swain
United States District Judge
Daniel Patrick Moynihan United States Courthouse
500 Pearl Street, Room 755
New York, New York 10007-1581

**MEMO ENDORSED** 

Re.

Belarussian Shipping Co. v. Repinter Int'l Shipping Co. Ltd. et. al.

07 Civ. 3151 (LTS) Our Ref: 1671

Honorable Madam:

We are attorneys for the Plaintiff in this admiralty action brought pursuant to Supplemental Admiralty Rule B of the Federal Rules of Civil Procedure. We write to provide the Court with the status of the above-captioned case and to request an adjournment of the pretrial conference scheduled for Friday, April 4, 2008.

On April 19, 2007 an ex parte Order authorizing process of maritime attachment was issued permitting restraint of Defendant's property in the hands of garnishee banks located within the Southern District of New York. The Defendant has appeared and consents to the adjournment of this conference. No assets of the Defendant have been attached pursuant to the ex parte order in this matter. Further, the parties have entered into settlement negotiations and, as such, the Plaintiff agreed to cease & desist service of the ex parte order. As such, the attachment is not currently being served. Should the ongoing settlement negotiations fall through, Plaintiff will re-commence service of the ex parte order and writ of attachment.

Given all of the foregoing, we respectfully request a sixty (60) day adjournment of the pre-trial conference during which time we will work with the Defendants to settle this matter and, failing same, continue serving the ex parte order and writ of attachment. We note that this is our fifth request for an adjournment in this matter. Our first request for an adjournment of the July 19, 2007 conference was granted by your Honor. Similarly, our second, third and fourth adjournment requests were granted.

We thank your Honor for your indulgence in this request.

Respectfully submitted,

auren C. Davies

Via Facsimile (732) 951-2005

Mary Ann Marlowe, Esq. Keane and Marlowe, LLP 197 Route 18 So. Suite 3000 East Brunswick, NJ 08816

The carbonne is adjourned to June 13, 2008, at 9:45 Am.

SO ORDERED.

LAURA TAYLOR SWAIN

UNITED STATES DISTRICT HIDGE